

Application No. : 10/780,350
Filed : February 16, 2004

REMARKS

Claims 87-206 stand allowed in the application. No claim additions or deletions have been made by this amendment. Claims 87-92, 97-100, 102-103, 106-112, 116-119, 121-122, 5 125, 132, 134-136, 149, 151, 161, 168, 170-172, 179, 182-184 and 194 have been amended. Hence, Claims 87-206 are presented for examination herein.

Supplemental Amendment of April 18 vs April 16

The Supplemental Amendment of April 16, 2007 is replaced by the present supplemental 10 amendment. Therefore this Supplemental Amendment supersedes and replaces the Supplemental Amendment filed April 16, 2007. All amendment markup is relative to the state of the application after the Examiner's Amendment made on 1/25/07. Please do not enter the amendment filed April 16, 2007, but consider this amendment in its place. The supplemental 15 amendment also had various errors in the amendment markup, which are now corrected in this version. This amendment corrects items not properly addressed in the April 16, 2007 amendment, in particular, some additional amendments were made in this amendment to Claims 87 and 106 to properly recite what is intended to be claimed by Applicant. For example, the 20 specific aspect of the ringing signal was not deemed to be a patentability imparting feature and hence was removed, and other changes were made to more clearly and accurately recite those aspects of the Applicant's invention that he intends to recite in the claims of this application. There was some confusion of embodiments in the Amendment of 4/12/07, which are now 25 corrected. To maintain proper antecedent basis with respective base claims 87 and 106, dependent claims 97-100, 102-103, 116-119, 121-122 are also amended by this paper in addition to previous amendments.

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Supplemental Amendment – Amendments to Claims 87-92, & 106-112

This supplemental amendment is identical to the RCE filed 3/12/2007 in response to the 30 Notice of Allowance mailed 1/25/2007, except for the amendments to Claims 87-92 and 106-112 as discussed in this section. Independent Claims 87 and 106 were amended to recited a modified the way to set up a socket (or cosocket), e.g., in support of a dialed telephone call. For example,

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support for amended claim can be found, among other places, in the discussion of Fig. 13, blocks 1310, 1320, 1340, 1350, & 1370 and the discussion thereof in the specification. These amendments present no new matter and applicant submits are distinguishable/patentable over all art of record. Therefore, Applicant respectfully requests that the examiner issue a second Notice 5 of Allowance at the earliest possible time.

IDS

An IDS is submitted herewith (3/12/2007) to identify additional references that the Applicant has become aware of and which are identified for the Examiner's consideration. 10 Applicant respectfully submits that the claims presented for examination herein are patentably distinguishable over all art of record, including the additional art cited in the IDS submitted herewith.

Amendment to claims 125, 132, 134- 136, 149, 151, 161, 168, 170-172, 179, 182-184 and 194

15 In the instant Amendment, Applicant makes minor amendments to the above-identified claims in order to more clearly point out and more clearly recite various aspects of the Applicant's invention being claimed in the current application. In particular, amendments have been made to more clearly point out that the apparatuses recited in the amended claims pass communications and messages that originate at a first telephony subscriber endpoint device and 20 terminate at a second subscriber endpoint device such as a wireless subscriber endpoint device, possibly with the assistance of various types of computerized devices that act as communication and/or messaging intermediaries. Exemplary embodiments of such apparatuses can be found in Figures 1 & 4-14 and the discussions thereof in the written description. In the case of independent Claims 125 and 161, antecedent basis claim drafting items were also corrected.

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Sister Case (10/834,557) – similar amendments made and terminal disclaimers filed

While this case includes apparatus/device oriented claims, the sister case, i.e., 10/834,557 (priority date 7/21/1998), contains method claims similar to the claims in this application, but not with identical claim scope. A similar amendment is being filed in the sister case to keep it in line 30 with the current application. These amendments are similar but not identical.

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Other Remarks

Applicant respectfully submits that the Examiner's rejections have been overcome and that the claims in this case are in condition for allowance over all art of record. Applicant
5 respectfully requests the examiner to issue a notice of allowance at the earliest convenience. Applicant hereby specifically reserves the right to prosecute claims of different or broader scope in a continuation or divisional application.

Applicant notes that any claim additions or cancellations made herein are made solely for the purposes of more clearly and particularly describing and claiming the invention, and not for
10 purposes of overcoming art or for patentability or narrowing the claims. The Examiner should infer no (i) adoption of a position with respect to patentability, (ii) change in the Applicant's position with respect to any claim or subject matter of the invention, or (iii) acquiescence in any way to any position taken by the Examiner, based on such additions or cancellations.

Furthermore, any remarks made with respect to a particular claim or claims are intended
15 to be limited only to such claim or claims.

If the Examiner has any questions or comments which may be resolved over the telephone, he is requested to call the undersigned at (305) 735-8533.

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Respectfully submitted,

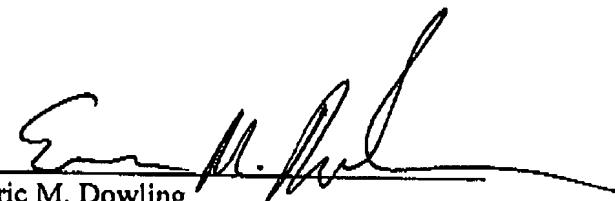
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Dated: April 18, 2007

EMD

4/18/07

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